

BEFORE THE BOARD OF PUBLIC EDUCATION
OF THE STATE OF MONTANA

In the matter of the)	NOTICE OF ADOPTION
adoption of new rule I)	AND AMENDMENT
student discipline and the)	
amendment of ARM 10.55.909)	
relating to student records)	

TO: All Concerned Persons

1. On February 10, 2005, the Board of Public Education published MAR Notice No. 10-55-235 regarding the proposed adoption and amendment of the above-stated rules concerning student records at page 194 of the 2005 Montana Administrative Register, Issue Number 3.

2. The Board of Public Education has adopted new RULE I (ARM 10.55.910) STUDENT DISCIPLINE RECORDS exactly as proposed.

3. The Board of Public Education has amended ARM 10.55.909 exactly as proposed.

4. The following comment was received and appears with the Board of Public Education's response:

COMMENT 1: A commentor questioned if the new rule meant that detention and records other than out of school suspension and expulsion records could not be included in the records.

RESPONSE 1: The Board of Public Education thanks the commentor for his question and states that the rule provides what documents must be included in a student's disciplinary record file. It does not prohibit a school district from maintaining or transferring additional records if school policy provides otherwise.

/s/ Kirk Miller
Dr. Kirk Miller, Chair
Board of Public Education

/s/ Steve Meloy
Steve Meloy, Executive Secretary
Rule Reviewer
Board of Public Education

Certified to the Secretary of State April 4, 2005.